

IN THE

Court of Appeal of the State of California

IN AND FOR THE

Fifth Appellate District

COURTROOM PROCEEDINGS

The court met in its courtroom at 10:00 A.M. Present: Honorable Rebecca A. Wiseman, Acting Presiding Justice; Honorable Gene M. Gomes, Associate Justice; and Eve Sproule, Court Administrator/Clerk, by Anthony Lauria, Senior Deputy Clerk.

F038462 Pratt v. Vencor, Inc. et al.

Parties stipulate that (1) Dibiaso, J., the absent assigned justice, participate in the determination of this appeal, and (2) Dibiaso, J. to listen to the recording of oral proceedings upon his return.

Cause called and argued by Victor Gianunzio, Esq., counsel for appellant Sally Pratt and by D. Gregory Valenza, Esq., counsel for appellant Vencor, Inc.

Submission deferred for Dibiaso, J. to listen to the recording of oral argument.

F038590 Williams v. Rizvi et al.

Parties stipulate that (1) Dibiaso, J., the absent assigned justice, participate in the determination of this appeal, and (2) Dibiaso, J. to listen to the recording of oral proceedings upon his return.

Cause called and argued by Edmund W. Clarke, Esq., counsel for appellant Belva Williams and by Mario L. Beltramo, Esq., counsel for respondent Syed Rizvi and by Janet Richardson, Esq., counsel for respondent Boston Scientific Corporation.

Submission deferred for Dibiaso, J. to listen to the recording of oral argument.

Court recessed until 1:30 P.M.

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The court reconvened in its courtroom at 1:30 P.M. Present: Honorable Rebecca A. Wiseman, Acting Presiding Justice; Honorable Gene M. Gomes, Associate Justice; and Eve Sproule, Court Administrator/Clerk, by Diana Monopoli, Deputy Clerk.

F037923 Ball v. Fortson et al.

Parties stipulate that (1) Dibiaso, J., the absent assigned justice, participate in the determination of this appeal, and (2) Dibiaso, J. to listen to the recording of oral proceedings upon his return.

Cause called and argued by Timothy V. Magill, Esq., counsel for appellant Kevin Ball and by Carolyn Oill, Esq., counsel for respondent James K. Fortson and by James N. Hays, Esq., counsel for respondent Fresno Community Medical Center.

Submission deferred for Dibiaso, J. to listen to the recording of oral argument.

Court recessed until Tuesday, December 17, 2002 at 1:30 P.M.

F039899 People v. Shepherd

Counsel having failed to request oral argument in the above-entitled case, oral argument is deemed waived in accordance with the provisions of a notice heretofore mailed to counsel and the cause is submitted.

F039899 People v. Shepherd

The judgment is modified to strike the prior term enhancement that the trial court stayed and the trial court is directed to correct its paperwork accordingly. As modified, the judgment is affirmed.

By the Court.

[NOT TO BE PUBLISHED IN OFFICIAL REPORTS]

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F041693 Veronica L. v. Tuolumne County Department of Social Services
The petition for extraordinary writ is denied. Our decision is final
forthwith as to this court.

By the Court.

[NOT TO BE PUBLISHED IN OFFICIAL REPORTS]

F041879 Grimes v. Kemp
Pursuant to written stipulation of the parties hereto, IT IS
HEREBY ORDERED that the appeal in the above-entitled action is
dismissed.

F041905 Kramer v. Federal National Mortgage Association
Appellant having failed to perform the acts necessary to procure
the record after the clerk of the trial court issued notice pursuant to the
provisions of rule 8(a)(1), California Rules of Court, IT IS HEREBY
ORDERED that the appeal in the above-entitled action is dismissed.

F040557 In re Brittnee P. et al., Minors
Counsel having failed to request oral argument in the above-
entitled case, oral argument is deemed waived in accordance with the
provisions of a notice heretofore mailed to counsel and the cause is
submitted.

F040557 In re Brittnee P. et al., Minors
The judgment is affirmed.
By the Court.
[NOT TO BE PUBLISHED IN OFFICIAL REPORTS]

F038832 Alexander v. Codemasters Group Limited et al.
Filed modification of opinion (no change in judgment) and
respondent's petition for rehearing denied. Gomes, J.
We concur: Ardaiz, P.J.; Cornell, J.
[NOT TO BE PUBLISHED IN OFFICIAL REPORTS]

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F040064 In re Jeffrey A., a Minor

Oral argument having been waived in the above-entitled case in accordance with the provisions of a notice mailed to counsel, the calendar date heretofore set is vacated and the case is submitted for decision.

F037584 People v. Vela, Jr.

Oral argument having been waived in the above-entitled case in accordance with the provisions of a notice mailed to counsel, the calendar date heretofore set is vacated and the case is submitted for decision.

F037177 People v. Ortiz et al.

Oral argument having been waived in the above-entitled case in accordance with the provisions of a notice mailed to counsel, the calendar date heretofore set is vacated and the case is submitted for decision.

F041768 Ronald A., v. Stanislaus County Community Services Agency

Pursuant to the terms of this court's order of December 4, 2002, and the failure of any party to request oral argument, the oral argument of December 26, 2002 is vacated.

This matter is deemed submitted on the date of this order.

F039419 Poeple v. Estrada, Jr.

Oral argument having been waived in the above-entitled case in accordance with the provisions of a notice mailed to counsel, the calendar date heretofore set is vacated and the case is submitted for decision.

F037358 People v. Vera

Oral argument having been waived in the above-entitled case in accordance with the provisions of a notice mailed to counsel, the calendar date heretofore set is vacated and the case is submitted for decision.